

PTO/SB/01A (08-03).

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## DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Title of Invention	DRUG DELIVERY FROM RAPID GELLING POLYMER COMPOSITION
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As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or  
☒ Application No. 10/749,117, filed on December 30, 2003,  
☐ as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application.

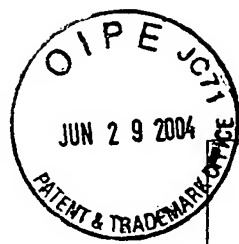
All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

## FULL NAME OF INVENTOR(S)

Inventor one: David M. Gravett Citizen of: CanadaSignature:  Date: 25 FEB 2004Inventor two: Aniko Takacs-Cox Citizen of: HungarySignature:  Date: 11/Feb/04Inventor three: Philip M. Toleikis Citizen of: United StatesSignature:  Date: 11/FEB/04Inventor four: Arpita Maiti Citizen of: CanadaSignature:  Date: Feb. 11, 2004☒ Additional inventors or a legal representative are being named on one additional form attached hereto.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: P.O. Box 1450, Alexandria, VA 22313-1450.

Docket No. 110129.434 1447319



**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION  
USING AN APPLICATION DATA SHEET (37 CFR 1.76)****ADDITIONAL INVENTOR(S)  
Supplemental Sheet**Page 2 of 2

FULL NAME OF INVENTOR(S)

Inventor five: Leanne EmbreeCitizen of: CanadaSignature: Date: Feb 11, 2004

Inventor six: \_\_\_\_\_

Citizen of: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Inventor seven: \_\_\_\_\_

Citizen of: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Inventor eight: \_\_\_\_\_

Citizen of: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

☐ Additional inventors or a legal representative are being named on \_\_\_\_\_ additional form(s) attached hereto.

PTO/SB/96 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: David M. Gravett; Aniko Takacs-Cox; Philip M. Toleikis;  
Arpita Maiti; and Leanne EmbreeApplication No./Patent No.: 10/749,117 Filed/Issue Date: December 30, 2003Entitled: DRUG DELIVERY FROM RAPID GELLING POLYMER COMPOSITIONAngiotech International GmbH

(Name of Assignee)

a

corporation(Type of Assignee, e.g., corporation, partnership,  
university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above.  
The assignment was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the  
current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title noted in B above are  
attached.[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be  
submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records  
of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

2/11/04

Date

David D. McMASTER S

Typed or printed name

David D. McMaster

Signature

Telephone Number

Under Power of Attorney

Title

ASSIGNMENT

**COPY**

WHEREAS, we, **David M. Gravett**, having a mailing address of 616 W. 21<sup>st</sup> Avenue, Vancouver, British Columbia, Canada V5Z 1Y8; **Aniko Takacs-Cox**, having a mailing address of #103 – 4390 Gallant Avenue, North Vancouver, British Columbia, Canada V7G 1L2; **Philip M. Toleikis**, having a mailing address of 8011 Laburnum Street, Vancouver, British Columbia, Canada V6P 5N8; **Arpita Maiti**, having a mailing address of #211 – 2920 Ash Street, Vancouver, British Columbia, Canada V5Z 4A6; and **Leanne Embree**, having a mailing address of 1070 Finch Drive, Box 45, Squamish, British Columbia, Canada V0N 3G0 (hereinafter referred to as ASSIGNORS), are the joint inventors of an invention entitled “**DRUG DELIVERY FROM RAPID GELLING POLYMER COMPOSITION**,” as described and claimed in the specification for which an application for United States letters patent was filed on December 30, 2003 and assigned Application No. 10/749,117. This application claims the benefit of U.S. Provisional Patent Application No. 60/437,471 filed December 30, 2002 and U.S. Provisional Patent Application No. 60/440,875 filed January 17, 2003;

WHEREAS, **Angiotech International GmbH** (hereinafter referred to as ASSIGNEE), a corporation of Switzerland having a place of business at Bundesplatz 1, 6304 Zug, Switzerland, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United

**COPY**

States and foreign letters patent on said invention, for litigation regarding letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

COPY

25 FEB 2004  
Date

  
David M. Gravett

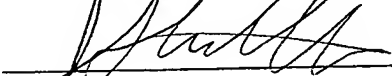
City of Vancouver)

ss.

Province of BRITISH COLUMBIA)

I certify that I know or have satisfactory evidence that David M. Gravett is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated FEB. 25/2004

Signature of  
Notary Public 

Printed Name JAGDEEP S. SHERGILL

*Barrister & Solicitor*

My appointment does not expire.

1600 - 925 WEST GEORGIA ST.  
VANCOUVER, B.C. V6C 3L2  
(604) 685-3456

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11/FEB/04  
Date

Aniko Takacs-Cox  
Aniko Takacs-Cox

City of VANCOUVER)  
Province of BRITISH COLUMBIA)

ss.

I certify that I know or have satisfactory evidence that Aniko Takacs-Cox is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

Dated FEB. 11 / 2004

Signature of  
Notary Public Jagdeep S. Shergill

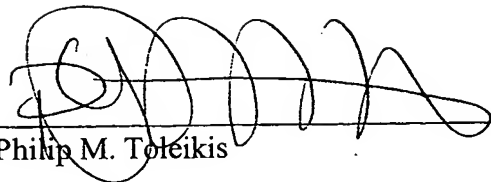
Printed Name JAGDEEP S. SHERGILL

My appointment does not expire  
**Barrister & Solicitor**  
**1800-825 WEST GEORGIA ST.**  
**VANCOUVER, B.C. V6C 3L2**  
**(604) 685-3456**

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11 / FEB / 04  
Date

  
Philip M. Toleikis


City of VANCOUVER)

Province of BRITISH COLUMBIA)

ss.

I certify that I know or have satisfactory evidence that Philip M. Toleikis is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated FEBRUARY 11 / 2004

Signature of  
Notary Public 

Printed Name \_\_\_\_\_

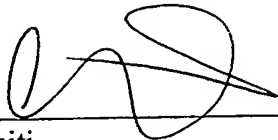
My appointment does not expire.

**JAGDEEP S. SHERGILL**  
*Barrister & Solicitor*  
**1600 - 925 WEST GEORGIA ST.**  
**VANCOUVER, B.C. V6C 3L2**  
**(604) 685-3456**

COPY

COPY

Feb. 11, 2004  
Date


  
Arpita Maiti

City of VANCOUVER)  
)  
Province of BRITISH COLUMBIA)

ss.

I certify that I know or have satisfactory evidence that Arpita Maiti is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

Dated FEB. 11 / 2004

Signature of  
Notary Public 

Printed Name **JAGDEEP S. SHERGILL**

My appointment does not expire **1000 - 925 WEST GEORGIA ST.**  
**VANCOUVER, B.C. V6C 3L2**  
**(604) 685-3456**

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COPY

Feb 11, 2004

Date

Leanne Embree

Leanne Embree

City of VANCOUVER)

Province of BRITISH COLUMBIA)

ss.

I certify that I know or have satisfactory evidence that Leanne Embree is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

Dated FEB. 11 / 2004

Signature of  
Notary Public J. Shergill

Printed Name \_\_\_\_\_

My appointment does not expire.

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